

#### IV. REMARKS

Claims 12-19 and 21-24 are pending in this application. By this Amendment, the specification and claims 19, 21, and 22 have been amended, claim 20 has been cancelled, and claims 23 and 24 have been added. Claims 12-18 were previously withdrawn from consideration. Reconsideration in view of the above amendments and the following remarks is respectfully requested.

Applicant does not acquiesce in the correctness of the rejections and reserves the right to present specific arguments regarding any rejected claims not specifically addressed and to present additional arguments regarding any rejected claims that are specifically addressed. Further, Applicant reserves the right to pursue the full scope of the subject matter of the claims in a subsequent patent application that claims priority to the instant application.

#### Drawings

In the Office Action, the Office alleges that “[t]he subject matter of this application admits of illustration by a drawing to facilitate understanding of the invention” and requires submission of a drawing under 37 CFR 1.81(c).

Applicant notes that, as filed, the application included three figures: FIG. 1 shows a roller mill with a swing out milling roller, FIG. 2 shows a plan view of a milling pan with six milling rollers, and FIG. 3 a diagram of a cement plant for implementing a method according to the invention. The specification describes the claimed methods with

reference to these figures and, as such, Applicant asserts that a drawing directed to a method according to the invention is not necessary for purposes of enablement.

Nevertheless, without conceding the correctness of the Office's view that an additional drawing is necessary to facilitate understanding of the claimed invention, Applicant has herewith submitted a drawing, FIG. 4, showing a flow diagram of a method according to an embodiment of the invention. No new matter is added.

### 35 USC 112 Rejections

In the Office Action, claims 19-22 are rejected under 35 USC 112, second paragraph, as allegedly being indefinite. Applicant respectfully asserts that the portions of the claims quoted by the Office ("drying a quantity of cement raw material using a roller mill," "more than four milling rollers arranged in facing pairs," etc.) are neither vague nor indefinite and one skilled in the art would readily understand the substance and scope of these claim features.

Nevertheless, in an effort to provide greater clarity, Applicant has amended independent claim 19 as shown above. Applicant asserts that claim 19 is therefore not indefinite under 35 USC 112 and respectfully requests that the rejection be withdrawn.

### 35 USC 102 Rejections

In the Office Action, claims 19-22 are rejected under 35 USC 102(b) as allegedly anticipated by either German Patent No. DE 105099 ("DE '099"), German Patent Application Publication No. DE 19702854 ("DE '854"), German Patent Application

Publication No. 2166219 ("DE '219"), US Patent No. 6,276,620 to Poeschl, or US Patent No. 5,244,157 to Brundiek.

Perhaps due to the alleged indefiniteness noted above, the Office has interpreted the claims "as requiring a rolling mill including a plurality of rollers that could be swung out while the operation continues." Office Action at 3-4.

Applicant asserts that none of DE '099, DE '854, DE '219, Poeschl, or Brundiek, whether considered individually or in any combination, disclose or suggest the features of claim 19, as amended. Accordingly, Applicant asserts that claims 19 and 21-24 are allowable over DE '099, DE '854, DE '219, Poeschl, and Brundiek, and respectfully requests that the rejections be withdrawn.

In view of the foregoing, Applicants respectfully request withdrawal of the rejections and allowance of the application. Should the Examiner require anything further from Applicants, the Examiner is invited to contact Applicants' undersigned representative at the number listed below.

Respectfully submitted,

/Stephen F. Swinton, Jr./

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Date

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